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|  |  |

| United States Bankruptcy Court District of Nevada  |  |  |  | Vol                           | untary Petition   |   |                       |                                      |
|--|--|--|--|-------------------------------|---|---|-----------------------|--------------------------------------|
| Name of Debtor (if individual, enter Last, First, Middle):  MARTINEZ, JESUS  Name of Joint Debtor (Spo   |  |  |  |                               | Middle):  |   |                       |                                      |
|  |  | All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names): |  |                               |   |   |                       |                                      |
|  |  |  | Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITIN) No./Complete EIN (if more than one, state all): <b>1516</b>   |                               |   |   |                       |                                      |
| Street Address of Debtor (No. & Street, City, State & Zip Code): 5450 CALEB DR   |  | Street Address of Joint Debtor (No. & Street, City, State & Zip Code): 5450 CALEB DR                     |  |                               |   |   |                       |                                      |
| FALLON, NV   | ZIPCODE 89   | 406  | FALLON   | N, NV                         |   |   |                       | ZIPCODE <b>89406</b>                 |
| County of Residence or of the Principal Place of Bus   |  |  |  |                               | ce or of the Principal Place of Business:   |   |                       |                                      |
| Mailing Address of Debtor (if different from street a  | Mailing Address of Debtor (if different from street address)  Mailing A  |  | Mailing A  | ddress of                     | Joint Del   | btor (if differen                             | nt from stre          | eet address):                        |
|  | ZIPCODE  |  |  |                               |   |   |                       | ZIPCODE                              |
| Location of Principal Assets of Business Debtor (if d  | ifferent from str  | reet address at  | oove):   |                               |   |   |                       |                                      |
|  |  |  | _  |                               |   |   |                       | ZIPCODE                              |
| Type of Debtor<br>(Form of Organization)   |  | Nature of E  |  |                               |   |   |                       | Code Under Which<br>(Check one box.) |
| (Check one box.)  ✓ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP)  ☐ Partnership  ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  | Health Care Business Single Asset Real Estate as defined in 1 U.S.C. § 101(51B) Railroad Stockbroker Commodity Broker Clearing Bank Other  |  | n 11   | Cha                           | apter 9<br>apter 11<br>apter 12<br>apter 13   | Reco  |                       |                                      |
|  | Tax-Exempt Entity (Check box, if applicable.)  Debtor is a tax-exempt organization under Title 26 of the United States Code (the Internal Revenue Code).   |  |  | debt<br>§ 10<br>indi-<br>pers | ots are primarily is, defined in 1 01(8) as "incurry vidual primarily on al, family, of purpose." | y consume<br>1 U.S.C.<br>red by an<br>y for a |                       |                                      |
| Filing Fee (Check one box)   |  |  |  |                               | Chap  | ter 11 Debtors                                | S                     |                                      |
| Full Filing Fee attached  Filing Fee to be paid in installments (Applicable to individuals only). Must attach signed application for the court's  Check one box:  Debtor is a small busing Debtor is not a small busing Deb |  |  | a small business debtor as defined in 11 U.S.C. § 101(51D).  not a small business debtor as defined in 11 U.S.C. § 101(51D).  aggregate noncontingent liquidated debts owed to non-insiders or affiliates are less |                               |   |   |                       |                                      |
| consideration certifying that the debtor is unable to except in installments. Rule 1006(b). See Official   | 1 2  | than \$2,3   | 343,300 (amo   | unt subje                     | ct to adju  | stment on 4/01                                | /13 and ev            | ery three years thereafter).         |
|  | ☐ Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B.  Check all applicable boxes:  ☐ A plan is being filed with this petition ☐ Acceptances of the plan were solicited prepetition from one or more classes of craccordance with 11 U.S.C. § 1126(b). |  |  |                               |   |   |                       |                                      |
| Debtor estimates that funds will be available for distribution to unsecured creditors.  Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for  |  |  | THIS SPACE IS FOR<br>COURT USE ONLY  |                               |   |   |                       |                                      |
| distribution to unsecured creditors.  Estimated Number of Creditors  |  |  |  |                               |   |   |                       | _                                    |
| 1-49 50-99 100-199 200-999 1,00<br>5,00  |  |  | ,001-<br>,000  | 25,001-<br>50,000             |   | 50,001-<br>100,000                            | Over 100,000          |                                      |
| Estimated Assets  \$\begin{array}{ c c c c c c c c c c c c c c c c c c c   |  | ,000,001 \$5<br>50 million \$1   | 0,000,001 to<br>00 million   | \$100,000 to \$500            |   | \$500,000,001 to \$1 billion                  | More than \$1 billion |                                      |
| Estimated Liabilities  |  | ,000,001 \$5<br>50 million \$1   | 0,000,001 to   | \$100,00<br>to \$500          | ,   | \$500,000,001 to \$1 billion                  | More than             |                                      |

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| D |     | $\mathbf{a}$ |
|---|-----|--------------|
| Р | age | 2            |

| B1 (Offi  | icial Form 1) (4/10)   |   | Page 2                                |  |  |
|---|--|---|---------------------------------------|--|--|
|   | tary Petition age must be completed and filed in every case)   | Name of Debtor(s): MARTINEZ, JESUS & MART                       | TINEZ, AMBER D                        |  |  |
| Prior Bankruptcy Case Filed Within Last 8 Years (If more than two, attach additional sheet) |  |   |                                       |  |  |
| Locatio<br>Where  | on<br>Filed: <b>None</b>   | Case Number:  | Date Filed:                           |  |  |
| Locatio<br>Where  |  | Case Number:  | Date Filed:                           |  |  |
| Per   | nding Bankruptcy Case Filed by any Spouse, Partner or  | Affiliate of this Debtor (If mo                                 | re than one, attach additional sheet) |  |  |
| Name o  | of Debtor:   | Case Number:  | Date Filed:                           |  |  |
| District  | :  | Relationship:   | Judge:                                |  |  |
| 10K and<br>Section<br>request   | Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.  Exhibit B  (To be completed if debtor is an individual whose debts are primarily consumer debts.)  I, the attorney for the petitioner named in the foregoing per that I have informed the petitioner that [he or she] may proceed the relief available under each such chapter. I that I delivered to the debtor the notice required by § Bankruptcy Code. |   |                                       |  |  |
|   |  | X /s/ Scott N. Tisevich, Es Signature of Attorney for Debtor(s) | <b>q.</b> 4/26/10                     |  |  |
| (To be If this i  | Exhibit C is attached and made a part of this petition.  Exhicompleted by every individual debtor. If a joint petition is filed, exhibit D completed and signed by the debtor is attached and made a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.   | de a part of this petition.                                     | nch a separate Exhibit D.)            |  |  |
|   | Information Regarding the Debtor - Venue   |   |                                       |  |  |
| <u> </u>  | (Check any applicable box.)  |   |                                       |  |  |
|   | There is a bankruptcy case concerning debtor's affiliate, general  | partner, or partnership pending in                              | this District.                        |  |  |
|   | Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District.   |   |                                       |  |  |
|   | Certification by a Debtor Who Resides as a Tenant of Residential Property  (Check all applicable boxes.)  Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.)   |   |                                       |  |  |
|   | (Name of landlord or lesse   | or that obtained judgment)                                      |                                       |  |  |
|   | (Address of lan  | dlord or lessor)  |                                       |  |  |
|   | Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for pos  |   |                                       |  |  |
|   | Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing of the petition.   |   |                                       |  |  |

Debtor certifies that he/she has served the Landlord with this certification. (11 U.S.C. § 362(l)).

# **Voluntary Petition**

(This page must be completed and filed in every case)

Name of Debtor(s):

MARTINEZ, JESUS & MARTINEZ, AMBER D

# **Signatures**

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ JESUS MARTINEZ

Signature of Debtor

**JESUS MARTINEZ** 

X /s/ AMBER D MARTINEZ
Signature of Joint Debtor

AMBER D MARTINEZ

Telephone Number (If not represented by attorney)

April 26, 2010

Date

#### Signature of Attorney\*

# X /s/ Scott N. Tisevich, Esq.

Signature of Attorney for Debtor(s)

Scott N. Tisevich, Esq. NV 5525 SCOTT N TISEVICH 241 RIDGE ST SUITE 300 RENO, NV 89501

sntisevich@hotmail.com

## April 26, 2010

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only **one** box.)

Date

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

| Signature of Foreign Represer | ntative |  |
|-------------------------------|---------|--|
|                               |         |  |
|                               |         |  |
|                               |         |  |

#### **Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

| Address |  |  |  |
|---------|--|--|--|
|         |  |  |  |
|         |  |  |  |

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Date

Names and Social Society numbers of all other individuals who

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

WARNING: Effective December 1, 2009, the 15-day deadline to file schedules and certain other documents under Bankruptcy Rule 1007(c) is shortened to 14 days. For further information, see note at bottom of page 2

## UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

# 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

## 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

## **Chapter 7:** Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your

discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

## Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

## Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

## 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at http://www.uscourts.gov/bkforms/bankruptcy\_forms.html#procedure.

Many filing deadlines change on December 1, 2009. Of special note, 12 rules that set 15 days to act are amended to require action within 14 days, including Rule 1007(c), filing the initial case papers; Rule 3015(b), filing a chapter 13 plan; Rule 8009(a), filing appellate briefs; and Rules 1019, 1020, 2015, 2015.1, 2016, 4001, 4002, 6004, and 6007.

 $_{B201B\ (Form\ 201B)\ (1209)}$  Case 10-51536-gwz Doc 1 Entered 04/26/10 15:19:59 Page 6 of 39

# United States Bankruptcy Court District of Nevada

| IN RE:                              | Case No   |
|-------------------------------------|-----------|
| MARTINEZ, JESUS & MARTINEZ, AMBER D | Chapter 7 |
| Debter(e)                           | •         |

| Debtor(s)   |   |  |
|---|---|--|
|   | OTICE TO CONSUMER DEBTO<br>OF THE BANKRUPTCY CODE | OR(S)  |
| Certificate of [Non-Atte  | orney] Bankruptcy Petition Prepa                  | rer  |
| I, the [non-attorney] bankruptcy petition preparer signing th notice, as required by § 342(b) of the Bankruptcy Code. | e debtor's petition, hereby certify that I        | delivered to the debtor the attached   |
| Printed Name and title, if any, of Bankruptcy Petition Prepa<br>Address:  | petition the Soci principa the bank               | preparer is not an individual, state all Security number of the officer, al, responsible person, or partner of cruptcy petition preparer.) |
| X   |   | ed by 11 U.S.C. § 110.)  |
| Certi   | icate of the Debtor                               |  |
| I (We), the debtor(s), affirm that I (we) have received and re-   | ead the attached notice, as required by §         | 342(b) of the Bankruptcy Code.   |
| MARTINEZ, JESUS & MARTINEZ, AMBER D   | X /s/ JESUS MARTINEZ                              | 4/26/2010  |
| Printed Name(s) of Debtor(s)  | Signature of Debtor                               | Date   |
| Case No. (if known)   | X /s/ AMBER D MARTINEZ                            | 4/26/2010  |
|   | Signature of Joint Debtor (in                     | f any) Date  |

**Instructions:** Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) **only** if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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B1D (Official Form 1, Exhibit D) (12/09)

Signature of Debtor: /s/ JESUS MARTINEZ

Date: April 26, 2010

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# United States Bankruptcy Court District of Nevada

| District of the  | evaua  |
|--|--|
| IN RE:   | Case No  |
| MARTINEZ, JESUS  | Chapter 7  |
| Debtor(s) <b>EXHIBIT D - INDIVIDUAL DEBTOR'S S</b>   | STATEMENT OF COMPLIANCE  |
| CREDIT COUNSELING  |  |
| Warning: You must be able to check truthfully one of the five statem do so, you are not eligible to file a bankruptcy case, and the court ca whatever filing fee you paid, and your creditors will be able to resurand you file another bankruptcy case later, you may be required to stop creditors' collection activities.   | an dismiss any case you do file. If that happens, you will lose<br>me collection activities against you. If your case is dismissed   |
| Every individual debtor must file this Exhibit D. If a joint petition is filed, one of the five statements below and attach any documents as directed.   | each spouse must complete and file a separate Exhibit D. Check   |
| 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I rethe United States trustee or bankruptcy administrator that outlined the operforming a related budget analysis, and I have a certificate from the age certificate and a copy of any debt repayment plan developed through the   | opportunities for available credit counseling and assisted me in ency describing the services provided to me. Attach a copy of the   |
| 2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I rethe United States trustee or bankruptcy administrator that outlined the operforming a related budget analysis, but I do not have a certificate from the agency of a certificate from the agency describing the services provided to the agency no later than 14 days after your bankruptcy case is filed.  | opportunities for available credit counseling and assisted me in the agency describing the services provided to me. You must file  |
| 3. I certify that I requested credit counseling services from an approve days from the time I made my request, and the following exigent circ requirement so I can file my bankruptcy case now. [Summarize exigent or sequirement so I can file my bankruptcy case now.]   | cumstances merit a temporary waiver of the credit counseling   |
| If your certification is satisfactory to the court, you must still obtain you file your bankruptcy petition and promptly file a certificate from of any debt management plan developed through the agency. Failure case. Any extension of the 30-day deadline can be granted only for calso be dismissed if the court is not satisfied with your reasons for counseling briefing.  4. I am not required to receive a credit counseling briefing because of the court is not satisfied with your reasons for counseling briefing. | the agency that provided the counseling, together with a copy<br>e to fulfill these requirements may result in dismissal of your<br>ause and is limited to a maximum of 15 days. Your case may<br>filing your bankruptcy case without first receiving a credit |
| motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by rea of realizing and making rational decisions with respect to financial   |  |
| <ul> <li>Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically importational participate in a credit counseling briefing in person, by telephone</li> <li>Active military duty in a military combat zone.</li> </ul>   |  |
| 5. The United States trustee or bankruptcy administrator has determined ones not apply in this district.   | ned that the credit counseling requirement of 11 U.S.C. § 109(h)   |
| certify under penalty of perjury that the information provided abo   | ove is true and correct.   |
|  |  |

Certificate Number: 03788-NV-CC-010603292

# **CERTIFICATE OF COUNSELING**

| I CERTIFY that on April 13, 2010                    | , at       | 9:00         | o'clock PM EDT,                   |  |
|---|------------|--------------|-----------------------------------|--|
| Jesus Martinez                                      |            | receive      | ed from                           |  |
| Alliance Credit Counseling, Inc.                    |            |              |                                   |  |
| an agency approved pursuant to 11 U.S.C.            | § 111 to   | provide cred | it counseling in the              |  |
| District of Nevada                                  | , ar       | n individual | [or group] briefing that complied |  |
| with the provisions of 11 U.S.C. §§ 109(h) and 111. |            |              |                                   |  |
| A debt repayment plan was not prepared              | If a d     | ebt repayme  | nt plan was prepared, a copy of   |  |
| the debt repayment plan is attached to this         | certificat | e.           |                                   |  |
| This counseling session was conducted by            | internet / |              | <u> </u>                          |  |
|   |            |              |                                   |  |
| Date: April 13, 2010                                | By         | /s/Jerome Se | llars                             |  |
|   | Name       | Jerome Sella | ars                               |  |
|   | Title      | Accredited C | Credit Counselor                  |  |

<sup>\*</sup> Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

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B1D (Official Form 1, Exhibit D) (12/09)

Signature of Debtor: /s/ AMBER D MARTINEZ

Date: April 26, 2010

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# United States Bankruptcy Court District of Nevada

| District of IN  | evaua  |
|---|--|
| IN RE:  | Case No  |
| MARTINEZ, AMBER D   | Chapter 7  |
| Debtor(s)   |  |
| EXHIBIT D - INDIVIDUAL DEBTOR'S<br>CREDIT COUNSELING  |  |
| Warning: You must be able to check truthfully one of the five stater do so, you are not eligible to file a bankruptcy case, and the court contains whatever filing fee you paid, and your creditors will be able to result and you file another bankruptcy case later, you may be required to to stop creditors' collection activities.   | an dismiss any case you do file. If that happens, you will lose<br>time collection activities against you. If your case is dismissed   |
| Every individual debtor must file this Exhibit D. If a joint petition is filed one of the five statements below and attach any documents as directed.   |  |
| 1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I at the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, and I have a certificate from the agreentificate and a copy of any debt repayment plan developed through the   | opportunities for available credit counseling and assisted me in ency describing the services provided to me. Attach a copy of the   |
| 2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I at the United States trustee or bankruptcy administrator that outlined the performing a related budget analysis, but I do not have a certificate from a copy of a certificate from the agency describing the services provided the agency no later than 14 days after your bankruptcy case is filed.  | opportunities for available credit counseling and assisted me in the agency describing the services provided to me. You must file  |
| 3. I certify that I requested credit counseling services from an approved as from the time I made my request, and the following exigent cirrequirement so I can file my bankruptcy case now. [Summarize exigent]  | cumstances merit a temporary waiver of the credit counseling   |
| If your certification is satisfactory to the court, you must still obtain you file your bankruptcy petition and promptly file a certificate from of any debt management plan developed through the agency. Failur case. Any extension of the 30-day deadline can be granted only for calso be dismissed if the court is not satisfied with your reasons for counseling briefing.  4. I am not required to receive a credit counseling briefing because of | the agency that provided the counseling, together with a copy<br>te to fulfill these requirements may result in dismissal of your<br>cause and is limited to a maximum of 15 days. Your case may<br>filing your bankruptcy case without first receiving a credit |
| motion for determination by the court.]  Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by red   |  |
| of realizing and making rational decisions with respect to finance.  Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically imparticipate in a credit counseling briefing in person, by telephone.  Active military duty in a military combat zone.  | paired to the extent of being unable, after reasonable effort, to  |
| 5. The United States trustee or bankruptcy administrator has determinedoes not apply in this district.  | ned that the credit counseling requirement of 11 U.S.C. § 109(h)   |
| I certify under penalty of perjury that the information provided ab   | ove is true and correct.   |
|   |  |

Certificate Number: 03788-NV-CC-010603295

# **CERTIFICATE OF COUNSELING**

| I CERTIFY that on April 13, 2010            | , at         | 9:00         | o'clock PM EDT ,                  |
|---|--------------|--------------|-----------------------------------|
| Amber Martinez                              |              | receiv       | ed from                           |
| Alliance Credit Counseling, Inc.            |              |              |                                   |
| an agency approved pursuant to 11 U.S.C     | . § 111 to   | provide cred | lit counseling in the             |
| District of Nevada                          | , ar         | n individual | [or group] briefing that complied |
| with the provisions of 11 U.S.C. §§ 109(h   | a) and III.  |              |                                   |
| A debt repayment plan was not prepared      | If a d       | ebt repayme  | ent plan was prepared, a copy of  |
| the debt repayment plan is attached to this | s certificat | e.           |                                   |
| This counseling session was conducted by    | y internet   |              | <del></del>                       |
|   |              |              |                                   |
| Date: April 13, 2010                        | By.          | /s/Jerome Se | ellars                            |
|   | Name         | Jerome Sella | nrs                               |
|   | Title        | Accredited ( | Credit Counselor                  |

<sup>\*</sup> Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

B6 Summary (Form 6-Summary) (12/07) Doc 1 Entered 04/26/10 15:19:59 Page 11 of 39

# United States Bankruptcy Court District of Nevada

| IN RE:                              | Case No   |  |
|-------------------------------------|-----------|--|
| MARTINEZ, JESUS & MARTINEZ, AMBER D | Chapter 7 |  |
| Debtor(s)                           | • •       |  |

# **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

| NAME OF SCHEDULE   | ATTACHED<br>(YES/NO) | NUMBER OF<br>SHEETS | ASSETS        | LIABILITIES   | OTHER       |
|--|----------------------|---------------------|---------------|---------------|-------------|
| A - Real Property  | Yes                  | 1                   | \$ 108,800.00 |               |             |
| B - Personal Property  | Yes                  | 3                   | \$ 39,314.35  |               |             |
| C - Property Claimed as Exempt   | Yes                  | 1                   |               |               |             |
| D - Creditors Holding Secured Claims   | Yes                  | 1                   |               | \$ 168,060.00 |             |
| E - Creditors Holding Unsecured Priority<br>Claims (Total of Claims on Schedule E) | Yes                  | 1                   |               | \$ 0.00       |             |
| F - Creditors Holding Unsecured<br>Nonpriority Claims                              | Yes                  | 6                   |               | \$ 41,315.63  |             |
| G - Executory Contracts and Unexpired<br>Leases                                    | Yes                  | 1                   |               |               |             |
| H - Codebtors  | Yes                  | 1                   |               |               |             |
| I - Current Income of Individual Debtor(s)   | Yes                  | 1                   |               |               | \$ 4,564.40 |
| J - Current Expenditures of Individual Debtor(s)                                   | Yes                  | 1                   |               |               | \$ 4,511.00 |
|  | TOTAL                | 17                  | \$ 148,114.35 | \$ 209,375.63 |             |

# Form 6 - Statistical Summary (12/07) 1536-gwz

# **United States Bankruptcy Court District of Nevada**

| IN RE:                              | Case No.  |
|-------------------------------------|-----------|
| MARTINEZ, JESUS & MARTINEZ, AMBER D | Chapter 7 |
| Debtor(s)                           | •         |

# STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

| Type of Liability   | Amount     |
|---|------------|
| Domestic Support Obligations (from Schedule E)  | \$<br>0.00 |
| Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)  | \$<br>0.00 |
| Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed) | \$<br>0.00 |
| Student Loan Obligations (from Schedule F)  | \$<br>0.00 |
| Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E                   | \$<br>0.00 |
| Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)                           | \$<br>0.00 |
| TOTAL   | \$<br>0.00 |

#### **State the following:**

| Average Income (from Schedule I, Line 16)   | \$<br>4,564.40 |
|---|----------------|
| Average Expenses (from Schedule J, Line 18)   | \$<br>4,511.00 |
| Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C |                |
| Line 20)  | \$<br>5,970.15 |

#### **State the following:**

| 1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column               |         | \$<br>44,260.00 |
|--|---------|-----------------|
| 2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.            | \$ 0.00 |                 |
| 3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column |         | \$<br>0.00      |
| 4. Total from Schedule F   |         | \$<br>41,315.63 |
| 5. Total of non-priority unsecured debt (sum of 1, 3, and 4)               |         | \$<br>85,575.63 |

| R64 (Official Form 62) 19/07) 10-51536-gwz | Doc 1 | Entered 04/26/10 15:19:59  | Page 13 of 39  |
|--|-------|----------------------------|----------------|
| R6A (Official Form 6A) (17/117)            | D00 1 | LINGICA 0-1/20/10 10.10.00 | i age io oi oo |

| IN | $\mathbf{RE}$ | MART | NEZ. | JESUS 8 | & MAR | TINEZ. | <b>AMBER</b> | D |
|----|---------------|------|------|---------|-------|--------|--------------|---|

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AMBER D Case No.
Debtor(s)

(If known)

## **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

| DESCRIPTION AND LOCATION OF PROPERTY | NATURE OF DEBTOR'S<br>INTEREST IN PROPERTY | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION | AMOUNT OF SECURED<br>CLAIM |
|--------------------------------------|--|---------------------------------------|--|----------------------------|
| MANUFACTURED HOME ON FEE SIMPLE LAND |  | C                                     | 108,800.00   | 146,257.00                 |
|                                      |  |                                       | ,  | -,                         |
|                                      |  |                                       |  |                            |
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**FOTAL** 

108,800.00

B6B (Official Form 6B) (12/07) 10-51536-gwz Doc 1 Entered 04/26/10 15:19:59 Page 14 of 39

| TN      | DE | <b>MARTINEZ</b> | IFSHS 8   | S MAR   | TINE7   | <b>AMRER</b> I |
|---------|----|-----------------|-----------|---------|---------|----------------|
| $\Pi J$ | KŁ | WARTINEZ        | , JE3U3 ( | X IVIAN | IIIV⊏∠, | AIVIDER I      |

Debtor(s)

|      | TA T |  |
|------|------|--|
| Case | No   |  |

(If known)

# **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

|     | TYPE OF PROPERTY  | N<br>O<br>N<br>E | DESCRIPTION AND LOCATION OF PROPERTY                  | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION |
|-----|---|------------------|---|---------------------------------------|--|
| 1.  | Cash on hand.   |                  | CASH ON HAND  | С                                     | 100.00   |
| 2.  | Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.                      |                  | NEVADA STATE BANK CHECKING ACCT #5575                 | С                                     | 200.00   |
| 3.  | Security deposits with public utilities, telephone companies, landlords, and others.  | X                |   |                                       |  |
| 4.  | Household goods and furnishings, include audio, video, and computer equipment.  |                  | MISC HOUSEHOLD GOODS AND FURNISHINGS                  | С                                     | 1,500.00   |
| 5.  | Books, pictures and other art objects,<br>antiques, stamp, coin, record, tape,<br>compact disc, and other collections or<br>collectibles.   |                  | MISC BOOKS MISC MENS AND WOMENS CLOTHING              | C                                     | 100.00<br>1,000.00   |
| 6.  | Wearing apparel.  | X                |   |                                       |  |
| 7.  | Furs and jewelry.   | X                |   |                                       |  |
| 8.  | Firearms and sports, photographic, and other hobby equipment.   |                  | .380 Pistol   | С                                     | 400.00   |
| 9.  | Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.  | X                |   |                                       |  |
| 10. | Annuities. Itemize and name each issue.   | X                |   |                                       |  |
| 11. | Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).) | X                |   |                                       |  |
| 12. | Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.   |                  | DEL JEN 401(k) Plan<br>Kennametal Thrift Savings Plan | C<br>C                                | 6,432.28<br>13,082.07  |
| 13. | Stock and interests in incorporated and unincorporated businesses. Itemize.   | X                |   |                                       |  |
| 14. | Interests in partnerships or joint ventures. Itemize.   | X                |   |                                       |  |
|     |   |                  |   |                                       |  |
|     |   |                  |   |                                       |  |

B6B (Official Form 6B) (12/07) - Cont. Doc 1 Entered 04/26/10 15:19:59 Page 15 of 39

| IN | RE | MARTINEZ, JESUS & MARTIN | IEZ, AMBER [ |
|----|----|--------------------------|--------------|
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|------|------|--|
| Case | INO. |  |

(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

|     | TYPE OF PROPERTY  | N<br>O<br>N<br>E | DESCRIPTION AND LOCATION OF PROPERTY                | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION |
|-----|---|------------------|---|---------------------------------------|--|
| 15. | Government and corporate bonds and other negotiable and non-negotiable instruments.   | Х                |   |                                       |  |
| 16. | Accounts receivable.  | X                |   |                                       |  |
| 17. | Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.  | X                |   |                                       |  |
| 18. | Other liquidated debts owed to debtor including tax refunds. Give particulars.  | X                |   |                                       |  |
| 19. | Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.   | X                |   |                                       |  |
| 20. | Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.  | X                |   |                                       |  |
| 21. | Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.  | X                |   |                                       |  |
| 22. | Patents, copyrights, and other intellectual property. Give particulars.   | X                |   |                                       |  |
| 23. | Licenses, franchises, and other general intangibles. Give particulars.  | X                |   |                                       |  |
| 24. | Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes. | X                |   |                                       |  |
| 25. | Automobiles, trucks, trailers, and other vehicles and accessories.  |                  | 1996 CHRYSLER TOWN & COUNTRY<br>2009 Hyundai sonata | C                                     | 1,500.00<br>15,000.00  |
| 26. | Boats, motors, and accessories.   | X                |   |                                       |  |
|     | Aircraft and accessories.   | X                |   |                                       |  |
| 28. | Office equipment, furnishings, and supplies.  | X                |   |                                       |  |
| 29. | Machinery, fixtures, equipment, and supplies used in business.  | X                |   |                                       |  |
| 30. | Inventory.  | X                |   |                                       |  |
|     | Animals.  | X                |   |                                       |  |
|     | Crops - growing or harvested. Give particulars.   | X                |   |                                       |  |
|     | Farming equipment and implements.   | X                |   |                                       |  |
| 34. | Farm supplies, chemicals, and feed.   | X                |   |                                       |  |
| 1   |   | 1                |   | 1                                     | i l  |

| T A T | DE | BAADTINET | IECLIC 0           | MADTIMET   | AMDED       |
|-------|----|-----------|--------------------|------------|-------------|
| LIN   | KŁ | MARTINEZ, | <b>JE202 &amp;</b> | MAK IINEZ, | , AIVIBER L |

| AMBER D   | Case No |
|-----------|---------|
| Debtor(s) |         |

(If known)

# **SCHEDULE B - PERSONAL PROPERTY** (Continuation Sheet)

| TYPE OF PROPERTY  25. Other personal property of any kind            | N<br>O<br>N<br>E | DESCRIPTION AND LOCATION OF PROPERTY | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | CURRENT VALUE OF<br>DEBTOR'S INTEREST IN<br>PROPERTY WITHOUT<br>DEDUCTING ANY<br>SECURED CLAIM OR<br>EXEMPTION |
|--|------------------|--------------------------------------|---------------------------------------|--|
| 35. Other personal property of any kind not already listed. Itemize. | X                |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  |                                      |                                       |  |
|  |                  | TO                                   | PAT                                   | 39,314.35  |

| Rec (Official Form 6 Case 10-51536-gwz | Doc 1 | Entered 04/26/10 15:19:59 | Page 17 of 39 |
|--|-------|---------------------------|---------------|
| R6C (Official Form 6C) (M//III)        |       |                           |               |

| IN | $\mathbf{RE}$ | MARTINEZ | . JESUS & MARTI | INEZ. AMBER D |
|----|---------------|----------|-----------------|---------------|

| AMBER D   | Case No |
|-----------|---------|
| Debtor(s) |         |

# SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

| Debtor elects the exemptions to which debtor is entitled under: | Check if debtor claims a homestead exemption that exceeds \$146,450. * |
|---|--|
| (Check one box)   | <del>-</del>   |

☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)

| DESCRIPTION OF PROPERTY               | SPECIFY LAW PROVIDING EACH EXEMPTION | VALUE OF CLAIMED<br>EXEMPTION | CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS |
|---------------------------------------|--------------------------------------|-------------------------------|--|
| SCHEDULE B - PERSONAL PROPERTY        |                                      |                               |  |
| CASH ON HAND                          | NRS § 21.090(1)(z)                   | 100.00                        | 100.00   |
| NEVADA STATE BANK CHECKING ACCT #5575 | NRS § 21.090(1)(z)                   | 200.00                        | 200.00   |
| MISC HOUSEHOLD GOODS AND FURNISHINGS  | NRS § 21.090(1)(b)                   | 1,500.00                      | 1,500.00   |
| MISC BOOKS                            | NRS § 21.090(1)(a)                   | 100.00                        | 100.00   |
| MISC MENS AND WOMENS CLOTHING         | NRS § 21.090(1)(b)                   | 1,000.00                      | 1,000.00   |
| .380 Pistol                           | NRS § 21.090(1)(i)                   | 400.00                        | 400.00   |
| DEL JEN 401(k) Plan                   | NRS § 21.090(1)(r)                   | 6,432.28                      | 6,432.28   |
| Kennametal Thrift Savings Plan        | NRS § 21.090(1)(r)                   | 13,082.07                     | 13,082.07  |
| 1996 CHRYSLER TOWN & COUNTRY          | NRS § 21.090(1)(f)                   | 1,500.00                      | 1,500.00   |
|                                       |                                      |                               |  |

| ReD (Official Form 60) 35% 10-51536-gwz | Doc 1 | Entered 04/26/10 15:19:59  | Page 18 of 39  |
|---|-------|----------------------------|----------------|
| RGD (Official Form GD) (17/07)          | D00 1 | LINGICA 0-1/20/10 10.10.00 | i age io oi oo |

| IN RE M | ARTINEZ. | JESUS & | MARTINEZ. | AMBER D |
|---------|----------|---------|-----------|---------|

| Case | No. |
|------|-----|
|      |     |

(If known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

| CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER.  (See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED,<br>NATURE OF LIEN, AND DESCRIPTION AND VALUE OF<br>PROPERTY SUBJECT TO LIEN | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT OF<br>CLAIM WITHOUT<br>DEDUCTING<br>VALUE OF<br>COLLATERAL | UNSECURED<br>PORTION, IF ANY |
|---|----------|---------------------------------------|--|------------|--------------|----------|---|------------------------------|
| ACCOUNT NO. 8230  |          | С                                     | Mortgage account opened 10/07  | T          |              |          | 146,257.00  | 37,457.00                    |
| Chase Manhattan Mortga<br>10790 Rancho Bernardo Rd<br>San Diego, CA 92127                             |          |                                       |  |            |              |          |   |                              |
|   |          |                                       | VALUE \$ 108,800.00  | $\perp$    | L            |          |   |                              |
| ACCOUNT NO.   | 1        |                                       | Assignee or other notification for:<br>Chase Manhattan Mortga  |            |              |          |   |                              |
| Chase Manhattan Mortga<br>ATTENTION: RESEARCH DEPT. G7-PP<br>3415 Vision Drive<br>Columbus, OH 43219  |          |                                       | Chase Mannattan Mortga   |            |              |          |   |                              |
|   |          |                                       | VALUE \$   | L          |              |          |   |                              |
| ACCOUNT NO. 3997  |          | С                                     | Installment account opened 8/08  |            |              |          | 21,803.00   | 6,803.00                     |
| Hyundai Motor Finance<br>10550 Talbert Ave<br>Fountain Valley, CA 92708                               |          |                                       | VALUE \$ 15,000.00   |            |              |          |   |                              |
| ACCOLINE NO   |          | $\vdash$                              | VALUE 13,000.00  | +          |              | Н        |   |                              |
| ACCOUNT NO.   |          |                                       | VALUE \$   |            |              |          |   |                              |
| ocntinuation sheets attached  | •        |                                       | (Total of t  | Sub        |              |          | \$ 168,060.00   | \$ 44,260.00                 |

Total (Use only on last page)

(Report also on Summary of Schedules.)

168,060.00

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

44,260.00

# IN RE MARTINEZ, JESUS & MARTINEZ, AMBER D

@ 1993-2010 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only

0 continuation sheets attached

Debtor(s)

| Jase No |            |
|---------|------------|
|         | (If known) |

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

| D tut    | Summary of Sevining Line Nember 2 min   |
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| liste    | eport the total of amounts <u>not</u> entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority d on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on Statistical Summary of Certain Liabilities and Related Data.        |
| <b>√</b> | Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.   |
| ΤY       | PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets)   |
|          | <b>Domestic Support Obligations</b> Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).   |
|          | Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).   |
|          | Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). |
|          | Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).   |
| П        | Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).  |
|          | <b>Deposits by individuals</b> Claims of individuals up to \$2,600* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).   |
| П        | Taxes and Certain Other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).   |
|          | Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9).  |
|          | Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).   |
|          | * Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.  |

| R6F (Official Form 6F) ASE 10-51536-gwz | Doc 1 | Entered 04/26/10 15:19:59  | Page 20 of 39  |
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| IN RE MARTINEZ, JESUS & MARTINEZ, AMBER D | _ Case No |            |
|---|-----------|------------|
| Debtor(s)                                 |           | (If known) |

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE   | CONTINGENT   | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
|--|----------|---------------------------------------|--|--------------|--------------|----------|-----------------------|
| ACCOUNT NO. <b>4692</b>  |          | w                                     | Open account opened 8/04   |              |              |          |                       |
| Alltel Communications<br>I Allied Dr Bldg 5<br>Little Rock, AR 72202                               |          |                                       |  |              |              |          | 1,000.00              |
| ACCOUNT NO.  Alltel Communications  BANKRUPTCY GROUP  I Allied Dr B5f03  Little Rock, AR 72202     |          |                                       | Assignee or other notification for: Alltel Communications  |              |              |          |                       |
| ACCOUNT NO. <b>5849</b>  |          | Н                                     | Installment account opened 8/05  | П            | ┨            |          |                       |
| Americredit<br>301 Cherry St 3900<br>Fort Worth, TX 76102  |          |                                       |  |              |              |          | 12,617.67             |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  | П            | ┨            |          | ·                     |
| Americredit<br>Po Box 183853<br>Arlington, TX 76096  |          |                                       | Americredit  |              |              |          |                       |
| 5 continuation sheets attached   |          |                                       |  | Sub          |              | - 1      | § 13,617.67           |
| continuation sneets attached   |          |                                       | (Total of th   |              | age<br>Tota  | - 1      | p 13,017.07           |
|  |          |                                       | (Use only on last page of the completed Schedule F. Report<br>the Summary of Schedules and, if applicable, on the St<br>Summary of Certain Liabilities and Relate- | also<br>atis | o o<br>tica  | n<br>al  | \$                    |

| IN RE MARTINEZ, | <b>JESUS &amp;</b> | MARTINEZ, | <b>AMBER</b> |
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# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

|  |          | (1                                    | Continuation Sheet)  |              |              |          |                       |
|--|----------|---------------------------------------|--|--------------|--------------|----------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE   | CONTINGENT   | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO. 2513   |          | Н                                     | Revolving account opened 4/99  |              |              |          |                       |
| Amex Po Box 297871 Fort Lauderdale, FL 33329   |          |                                       |  |              |              |          | 472.00                |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |              |              |          |                       |
| Amex<br>C/O BECKET AND LEE<br>Po Box 3001<br>Malvern, PA 19355   |          |                                       | Amex   |              |              |          |                       |
| ACCOUNT NO. 2163   |          | W                                     | Revolving account opened 4/99  |              |              |          |                       |
| Amex<br>Po Box 297871<br>Fort Lauderdale, FL 33329   |          |                                       |  |              |              |          | 472.00                |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |              |              |          |                       |
| Amex<br>C/O BECKET AND LEE<br>Po Box 3001<br>Malvern, PA 19355   |          |                                       | Amex   |              |              |          |                       |
| ACCOUNT NO. 9001   |          | С                                     | Revolving account opened 6/05  |              |              |          |                       |
| Beneficial/hfc<br>Po Box 1547<br>Chesapeake, VA 23327  |          |                                       |  |              |              |          | 8,125.64              |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |              |              |          |                       |
| BENEFICIAL<br>PO BOX 3425<br>BUFFALO, NY 14240-9733  |          |                                       | Beneficial/hfc   |              |              |          |                       |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |              |              | Н        |                       |
| Beneficial/hfc HSBC RETAIL SERVICES ATTN: BANKRUPTCY Po Box 15522 Wilmington, DE 19850                   |          |                                       | Beneficial/hfc   |              |              |          |                       |
| Sheet no <b>1</b> of <b>5</b> continuation sheets attached to  |          |                                       |  | Sub          |              |          |                       |
| Schedule of Creditors Holding Unsecured Nonpriority Claims   |          |                                       | (Total of the  |              |              |          | \$ 9,069.64           |
|  |          |                                       | (Use only on last page of the completed Schedule F. Report<br>the Summary of Schedules, and if applicable, on the St<br>Summary of Certain Liabilities and Related | also<br>atis | tica         | n<br>al  | \$                    |

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# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

|  |          | `                                     | <u> </u>  | _          |                    |               |                       |
|--|----------|---------------------------------------|---|------------|--------------------|---------------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.)   | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE  | CONTINGENT | UNLIQUIDATED       | DISPUTED      | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:   | H          |                    | Н             |                       |
| NCB MANAGEMENT SERVICES INC PO BOX 1099 LANGHORNE, PA 19047  |          |                                       | Beneficial/hfc  |            |                    |               |                       |
| ACCOUNT NO. 8358   |          | С                                     | Revolving account opened 8/06   | H          |                    |               |                       |
| Chase Po Box 15298 Wilmington, DE 19850  |          |                                       |   |            |                    |               | 2,114.57              |
| ACCOUNT NO. <b>7616</b>  |          | н                                     | Revolving account opened 5/08   | H          |                    |               | _,                    |
| Chase<br>Po Box 15298<br>Wilmington, DE 19850  |          |                                       |   |            |                    |               | 1,142.00              |
| ACCOUNT NO. 0382   |          | С                                     | Collection agency for Churchill COmmunity   | H          |                    |               | ,                     |
| Collection Service Bureau<br>2901 N 78th Street<br>Scottsdale, AZ 85251  |          |                                       | Hospital (son treatments)   |            |                    |               | 200.00                |
|  |          |                                       | Assignee or other notification for:   | H          |                    |               | 300.00                |
| ACCOUNT NO.  CHURCHILL COMMUNITY HOSPITAL  801 E. WILLIAMS AVE FALLON, NV 89406  |          |                                       | Collection Service Bureau   |            |                    |               |                       |
| ACCOUNT NO. 3476   |          | С                                     |   | H          |                    |               |                       |
| Direct TV PO Box 78626 Phoenix, AZ 85062   |          | 0                                     |   |            |                    |               | 194.58                |
| ACCOUNT NO. <b>6245</b>  |          | С                                     | Revolving account opened 6/06   |            |                    |               | 194.50                |
| Discover Fin Svcs Llc<br>Po Box 15316<br>Wilmington, DE 19850  |          |                                       |   |            |                    |               |                       |
|  |          |                                       |   |            |                    |               | 6,481.43              |
| Sheet no. <b>2</b> of <b>5</b> continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims  |          |                                       | (Total of th  | Sub        |                    |               | § 10,232.58           |
| Charles and the second results of the second |          |                                       | (Use only on last page of the completed Schedule F. Report<br>the Summary of Schedules, and if applicable, on the St<br>Summary of Certain Liabilities and Relate | T<br>als   | ota<br>o o<br>tica | al<br>n<br>al | \$                    |

| IN RE MARTINEZ, | <b>JESUS &amp;</b> | MARTINEZ, | <b>AMBER</b> |
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# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

(Continuation Sheet)

| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE   | CONTINGENT  | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
|--|----------|---------------------------------------|--|-------------|--------------|----------|-----------------------|
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  | П           |              |          |                       |
| DISCOVER FINANCIAL SERVICES PO BOX 3008 NEW ALBANY, OH 43054-3008  |          |                                       | Discover Fin Svcs Llc  |             |              |          |                       |
| ACCOUNT NO. 8629   |          | Н                                     | Revolving account opened 6/08  |             |              |          |                       |
| Gemb/lowes Po Box 981400 El Paso, TX 79998   |          |                                       | <b>3</b>   |             |              |          | 2,168.41              |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |             |              |          |                       |
| CAC FINANCIAL CORP<br>2601 NW EXPRESSWAY, SUITE 1000 EAST<br>OKLAHOMA CITY, OK 73112-7236                |          |                                       | Gemb/lowes   |             |              |          |                       |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |             |              |          |                       |
| Gemb/lowes ATTENTION: BANKRUPTCY DEPARTMENT Po Box 103106 Roswell, GA 30076                              |          |                                       | Gemb/lowes   |             |              |          |                       |
| ACCOUNT NO. 5955   |          | С                                     | Revolving account opened 7/07  |             |              |          |                       |
| Hsbc/bsbuy<br>Po Box 15519<br>Wilmington, DE 19850   |          |                                       |  |             |              |          | 555.87                |
| ACCOUNT NO. FIRSTSOURCE ADVANTAGE, LLC 205 BRYANT WOODS SOUTH AMHERST, NY 14228                          |          |                                       | Assignee or other notification for:<br>Hsbc/bsbuy  |             |              |          |                       |
| ACCOUNT NO.  |          |                                       | Assignee or other notification for:  |             |              |          |                       |
| Hsbc/bsbuy<br>ATTN: BANKRUPTCY<br>Po Box 6985<br>Bridge Water, NJ 08807                                  |          |                                       | Hsbc/bsbuy   |             |              |          |                       |
| Sheet no <b>3</b> of <b>5</b> continuation sheets attached to  |          |                                       |  | Sub         |              |          | 0.704.00              |
| Schedule of Creditors Holding Unsecured Nonpriority Claims   |          |                                       | (Total of th   |             |              |          | \$ 2,724.28           |
|  |          |                                       | (Use only on last page of the completed Schedule F. Report<br>the Summary of Schedules, and if applicable, on the St<br>Summary of Certain Liabilities and Related | als<br>atis | tica         | n<br>al  | \$                    |

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(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules, and if applicable, on the Statistical

Summary of Certain Liabilities and Related Data.)

(If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

|  |          | ((                                    | Continuation Sheet)  | _                |            |              |          |                       |
|--|----------|---------------------------------------|--|------------------|------------|--------------|----------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)               | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND<br>CONSIDERATION FOR CLAIM. IF CLAIM IS<br>SUBJECT TO SETOFF, SO STATE |                  | CONTINGENT | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO. <b>0090</b>  |          | Н                                     | Revolving account opened 4/08  |                  |            |              |          |                       |
| Kay Jewelers<br>375 Ghent Rd<br>Akron, OH 44333  |          |                                       |  |                  |            |              |          | 305.57                |
| ACCOUNT NO.  KAY JEWELERS  PO BOX 3680  AKRON, OH 44309  |          |                                       | Assignee or other notification for:<br>Kay Jewelers  |                  |            |              |          |                       |
| ACCOUNT NO. <b>7052</b> Kohls/chase N56 W 17000 Ridgewood Dr Menomonee Falls, WI 53051                           | -        | С                                     | Revolving account opened 4/08  |                  |            |              |          |                       |
| ACCOUNT NO.  Kohls/chase ATTN: RECOVERY Po Box 3120  | -        |                                       | Assignee or other notification for:<br>Kohls/chase   |                  |            |              |          | 968.00                |
| Milwaukee, WI 53201  |          |                                       |  |                  |            |              |          |                       |
| ACCOUNT NO. 7129 TRANSWORLD SYSTEMS, INC FORMERLY NCO FINANCIAL SYSTEMS, INC 507 PRUDENTIAL RD HORSHAM, PA 19044 |          | С                                     |  |                  |            |              |          | 440.05                |
| ACCOUNT NO. 0001 United Collection Bureau, 5620 Southwick Blvd Ste 206 Toledo, OH 43614                          |          | С                                     | collection agency for Verizon Wireless   |                  |            |              |          |                       |
| ACCOUNT NO.  VERIZON WIRELESS PO BOX 7304 SAN FRANCISCO, CA 94120-7304   |          |                                       | Assignee or other notification for:<br>United Collection Bureau,                                   |                  |            |              |          | 1,180.00              |
| Sheet no. 4 of 5 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims      |          |                                       | (Tota  | Su<br>al of this |            | ota          |          | \$ 2,893.62           |

| IN RE M | IARTINEZ, | <b>JESUS &amp;</b> | MARTINEZ, | AMBER D |
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Schedule of Creditors Holding Unsecured Nonpriority Claims

Debtor(s)

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# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

|  |          | (1                                    | Continuation Sheet)  |        |              |          |                       |
|--|----------|---------------------------------------|--|--------|--------------|----------|-----------------------|
| CREDITOR'S NAME, MAILING ADDRESS<br>INCLUDING ZIP CODE, AND ACCOUNT NUMBER.<br>(See Instructions Above.) | CODEBTOR | HUSBAND, WIFE, JOINT,<br>OR COMMUNITY | DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE |        | UNLIQUIDATED | DISPUTED | AMOUNT<br>OF<br>CLAIM |
| ACCOUNT NO. 4388   |          | Н                                     | Revolving account opened 2/08  | $\top$ |              |          |                       |
| Worlds Foremost Bank N<br>4800 Nw 1st Street<br>Lincoln, NE 68521  |          |                                       |  |        |              |          | 2,777.84              |
| ACCOUNT NO.  NCB MANAGEMENT SERVICES INC PO BOX 1099 LANGHORNE, PA 19047                                 | _        |                                       | Assignee or other notification for:<br>Worlds Foremost Bank N                                |        |              |          |                       |
| ACCOUNT NO.  Worlds Foremost Bank N ATTN: COLLECTIONS Po Box 82608 Lincoln, NE 68501                     | _        |                                       | Assignee or other notification for:<br>Worlds Foremost Bank N                                |        |              |          |                       |
| ACCOUNT NO.  |          |                                       |  |        |              |          |                       |
| ACCOUNT NO.  |          |                                       |  |        |              |          |                       |
| ACCOUNT NO.  | _        |                                       |  |        |              |          |                       |
| ACCOUNT NO.  |          |                                       |  |        |              |          |                       |
| Sheet no <b>5</b> of <b>5</b> continuation sheets attached to  |          |                                       |  | Sub    | otot         | al       | :                     |

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(Use only on last page of the completed Schedule F. Report also on

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the Summary of Schedules, and if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

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| IN RE MARTINEZ, JESUS & MARTINEZ, AMBER D | Case No. |            |
|---|----------|------------|
| Debtor(s)                                 |          | (If known) |

## SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

✓ Check this box if debtor has no executory contracts or unexpired leases.

| NAME AND MAILING ADDRESS, INCLUDING ZIP CODE<br>OF OTHER PARTIES TO LEASE OR CONTRACT | DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT. |
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| R6H (Official Form 6H) 15% 10-51536-gwz | Doc 1 | Entered 04/26/10 15:19:59  | Page 27 of 39  |
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| IN RE MARTINEZ, JESUS & MARTINEZ, AMBER D | Case No.   |  |
|---|------------|--|
| Debtor(s)                                 | (If known) |  |

## **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

| NAME AND ADDRESS OF CODEBTOR | NAME AND ADDRESS OF CREDITOR |
|------------------------------|------------------------------|
|                              |                              |
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|--------------------------------|-------------|-------|---------------------------|---------------|
| R6L (Official Form 6L)7(12/07) |             |       |                           |               |

| IN RE | MARTINEZ. | <b>JESUS &amp; MARTIN</b> | EZ. AMBER D |
|-------|-----------|---------------------------|-------------|

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| ( '202 | $\mathbf{N}$ | $\sim$ |
| Casc   | 13           | w.     |

(If known)

s) \_\_\_\_\_

# SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

| Debtor's Marital Status   |                                 | DEPENDENTS (  | OF DEBTOR AND                          | SPOUSE         | 3                 |                    |          |
|---|---------------------------------|---|--|----------------|-------------------|--------------------|----------|
| Married   |                                 | RELATIONSHIP(S): Daughter Son                                     |  |                |                   | AGE(S):<br>11<br>2 |          |
| EMPLOYMENT:   |                                 | DEBTOR  | _                                      |                | SPOUSE            |                    |          |
| Occupation Name of Employer How long employed Address of Employer | OPERATOR<br>KENNAMETA<br>1 YR   | AL DE   | OUSEKEEPING<br>EL JEN JANITG<br>MONTHS |                |                   |                    |          |
| Address of Employer   | FALLON, NV                      | 89406 FA  | ALLON, NV 89                           | 1406           |                   |                    |          |
|   | •                               | r projected monthly income at time case filed)                    |  |                | DEBTOR            |                    | SPOUSE   |
| <ol> <li>Current monthly</li> <li>Estimated month</li> </ol>      |                                 | alary, and commissions (prorate if not paid mor                   | nthly)                                 | \$             | 4,387.66          | \$                 | 1,447.17 |
| 3. SUBTOTAL   |                                 |   |  | \$             | 4,387.66          | \$                 | 1,447.17 |
| 4. LESS PAYROLI<br>a. Payroll taxes and<br>b. Insurance           |                                 |   |  | \$<br>\$       | 457.34<br>504.20  |                    | 172.71   |
| <ul><li>c. Union dues</li><li>d. Other (specify)</li></ul>        |                                 |   |  | \$<br>\$       | 87.75             |                    | 28.95    |
| CUPTOTAL O  | BT LTD                          | DEDITOTIONS   |  | \$             | 19.48<br>1,068.77 |                    | 201.66   |
| 5. SUBTOTAL OI<br>6. TOTAL NET M                                  |                                 |   |  | \$<br>\$       | 3,318.89          |                    | 1,245.51 |
| 8. Income from real 9. Interest and divide                        | l property<br>dends             | of business or profession or farm (attach detail                  |  | \$<br>\$<br>\$ |                   | \$<br>\$<br>\$     |          |
| that of dependents l 11. Social Security                          | listed above<br>or other govern |   | tor's use or                           | \$             |                   | \$                 |          |
|   |                                 |   |  | \$<br>\$       |                   | \$<br>\$           |          |
| 12. Pension or retire 13. Other monthly in (Spensific)            | income                          |   |  | \$             |                   | \$                 |          |
| (Specify)   |                                 |   |  | \$<br>\$       |                   | \$<br>\$<br>\$     |          |
| 14. SUBTOTAL C  | F LINES 7 TF                    | HROUGH 13   |  | \$             |                   | \$                 |          |
| 15. AVERAGE M   | ONTHLY INC                      | <b>COME</b> (Add amounts shown on lines 6 and 14                  | <b>!</b> )                             | \$             | 3,318.89          | \$                 | 1,245.51 |
|   |                                 | ONTHLY INCOME: (Combine column totals of all reported on line 15) | s from line 15;                        |                | <u> </u>          | 4.564.4            | .0       |

(Report also on Summary of Schedules and, if applicable, on

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

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| IN RE | MARTINEZ. | <b>JESUS &amp; MARTINEZ</b> | . AMBER D |
|-------|-----------|-----------------------------|-----------|

Dobtor(s)

| Cana  | NI.           |  |
|-------|---------------|--|
| Lace  | - <b>IN</b> O |  |
| L asu |               |  |

(If known)

# SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

| Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly, |
|--|
| quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed          |
| on Form22A or 22C.   |

☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

| o Ara real actata tayac included? Vac No /  |             | 1,176.00 |
|---|-------------|----------|
| a. Are real estate taxes included? Yes No   |             |          |
| b. Is property insurance included? Yes No   |             |          |
| 2. Utilities:   | ф           | 400.00   |
| a. Electricity and heating fuel   | \$          | 160.00   |
| b. Water and sewer  | \$          | 100.00   |
| c. Telephone  | \$          | 120.00   |
| d. Other RUBBISH REMOVAL  | \$          | 17.00    |
|   | \$          | 400.00   |
| 3. Home maintenance (repairs and upkeep)  | \$          | 100.00   |
| 4. Food   | \$          | 800.00   |
| 5. Clothing   | \$          | 100.00   |
| 6. Laundry and dry cleaning   | \$          | 40.00    |
| 7. Medical and dental expenses  | \$          | 400.00   |
| 8. Transportation (not including car payments)  | \$          | 350.00   |
| 9. Recreation, clubs and entertainment, newspapers, magazines, etc.   | \$          | 75.00    |
| 10. Charitable contributions  | \$          | 300.00   |
| 11. Insurance (not deducted from wages or included in home mortgage payments)                               |             |          |
| a. Homeowner's or renter's  | \$          |          |
| b. Life   | \$          |          |
| c. Health   | \$          |          |
| d. Auto   | \$          | 135.00   |
| e. Other  | \$          |          |
|   | \$          |          |
| 12. Taxes (not deducted from wages or included in home mortgage payments)                                   |             |          |
| (Specify)   | \$          |          |
|   | \$          |          |
| 13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan) |             |          |
| a. Auto   | \$          | 438.00   |
| b. Other  | \$          |          |
|   |             |          |
| 14. Alimony, maintenance, and support paid to others  |             |          |
| 15. Payments for support of additional dependents not living at your home                                   | \$          |          |
| 16. Regular expenses from operation of business, profession, or farm (attach detailed statement)            | <u> </u>    |          |
| 17. Other DAYCARE   | <u>\$</u> — | 200.00   |
| 17. Odler <u>-7.1.01.112</u>  | \$          |          |
|   |             |          |

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: **None** 

# 20. STATEMENT OF MONTHLY NET INCOME

| a. <i>A</i> | Average | monthly | ıncome | from | Line | 15 o | t Sc | chedul | e I |  |
|-------------|---------|---------|--------|------|------|------|------|--------|-----|--|
|-------------|---------|---------|--------|------|------|------|------|--------|-----|--|

applicable, on the Statistical Summary of Certain Liabilities and Related Data.

b. Average monthly expenses from Line 18 above

c. Monthly net income (a. minus b.)

| \$ | 4,564.4 |
|----|---------|
| \$ | 4,511.0 |
| Φ  | E2 4    |

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IN RE MARTINEZ, JESUS & MARTINEZ, AMBER D

| ( | Case | N  | · |
|---|------|----|---|
| • | -asc | т. | • |

(If known)

(Print or type name of individual signing on behalf of debtor)

## DECLARATION CONCERNING DEBTOR'S SCHEDULES

|   | LARATION UNDER PENALTY OF PERJURY BY INDI-<br>ary that I have read the foregoing summary and schedules, c   |  |
|---|---|--|
| 1 1 1   | ny knowledge, information, and belief.  | solisisting of sneets, and that they are   |
| Date: <b>April 26, 2010</b>   | Signature: /s/ JESUS MARTINEZ   |  |
|   | JESUS MARTINEZ  | Debto  |
| Date: <b>April 26, 2010</b>   | Signature: /s/ AMBER D MARTINEZ   |  |
|   | AMBER D MARTINEZ  | (Joint Debtor, if any  |
| DECLARATION AND   | SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION   | ON PREPARER (See 11 U.S.C. § 110)  |
| compensation and have provided t<br>and 342 (b); and, (3) if rules or g   | y that: (1) I am a bankruptcy petition preparer as defined in 11 he debtor with a copy of this document and the notices and informuidelines have been promulgated pursuant to 11 U.S.C. § 110(h) we given the debtor notice of the maximum amount before preparind by that section. | nation required under 11 U.S.C. §§ 110(b), 110(h) setting a maximum fee for services chargeable by       |
| Printed or Typed Name and Title, if an<br>If the bankruptcy petition prepare<br>responsible person, or partner wh | er is not an individual, state the name, title (if any), address, an  | Social Security No. (Required by 11 U.S.C. § 110.) and social security number of the officer, principal, |
| Address   |   |  |
| Signature of Bankruptcy Petition Prepa  | rer   | Date   |
| Names and Social Security number is not an individual:  | rs of all other individuals who prepared or assisted in preparing this  | s document, unless the bankruptcy petition preparer  |
| If more than one person prepared  | this document, attach additional signed sheets conforming to the  | e appropriate Official Form for each person.   |
| A bankruptcy petition preparer's fimprisonment or both. 11 U.S.C.   | ailure to comply with the provision of title 11 and the Federal Ru<br>§ 110; 18 U.S.C. § 156.   | ales of Bankruptcy Procedure may result in fines on  |
| DECLARATION U   | UNDER PENALTY OF PERJURY ON BEHALF OF COR   | PORATION OR PARTNERSHIP  |
|   | (the president or other officer   | or an authorized agent of the corporation or a   |
| (corporation or partnership) na   | of the partnership) of the med as debtor in this case, declare under penalty of perjury sheets (total shown on summary page plus 1), and the elief.   |  |
|   |   |  |

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

B7 (Official Form 7) (Case 10-51536-gwz Doc 1 Entered 04/26/10 15:19:59 Page 31 of 39

# United States Bankruptcy Court District of Nevada

| IN RE:                              | Case No.  |
|-------------------------------------|-----------|
| MARTINEZ, JESUS & MARTINEZ, AMBER D | Chapter 7 |
| Dohtor(s)                           |           |

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

56,940.00 2009 INCOME FROM EMPLOYMENT

76,438.00 2008 INCOME FROM EMPLOYMENT

-5,590.00 2008 BUSINESS INCOME

17,088.05 2010 YTD INCOME FROM EMPLOYMENT

#### 2. Income other than from employment or operation of business

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

13,929.00 2009 INCOME FROM PENSIONS/ANNUITITES

551.00 2009 UNEMPLOYMENT BENEFITS

3,909.00 2009 HSA

314.00 2008 INCOME FROM PENSIONS/ANNUITITES

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#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850.\* If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 5. Repossessions, foreclosures and returns

None List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER **AmeriCredit** PO BOX 183123 ARLINGTON, TX 76096-3123

DATE OF REPOSSESSION. FORECLOSURE SALE. TRANSFER OR RETURN

12/15/2009

DESCRIPTION AND VALUE OF PROPERTY

2005 Nissan Pathfinder/\$12617.67

## 6. Assignments and receiverships

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 7. Gifts

None List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION MY FATHERS HOUSE 116 GRAND AVE **FALLON, NV 89406** 

RELATIONSHIP TO DEBTOR, IF ANY CHURCH

DATE OF GIFT MONTHLY

DESCRIPTION AND VALUE OF GIFT 10 % OF WAGES GIVEN AS TITHE EACH MONTH/\$300.00 A MONTH

#### 8. Losses

None List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 9. Payments related to debt counseling or bankruptcy

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE SCOTT N TISEVICH 241 RIDGE ST SUITE 300

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY 800.00

**RENO, NV 89501** 

#### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION **US BANK PO BOX 1800** ST PAUL, MN 55101-0800

TYPE AND NUMBER OF ACCOUNT AND AMOUNT OF FINAL BALANCE CHECKING ACCT #3272

AMOUNT AND DATE OF SALE OR CLOSING ZERO/4-5-2010

#### 12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.

 $\checkmark$ 

#### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

None If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

 $\checkmark$ 

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

| Date: April 26, 2010 | Signature /s/ JESUS MARTINEZ   |                  |
|----------------------|--------------------------------|------------------|
|                      | of Debtor                      | JESUS MARTINEZ   |
| Date: April 26, 2010 | Signature /s/ AMBER D MARTINEZ |                  |
|                      | of Joint Debtor                | AMBER D MARTINEZ |
|                      | (if any)                       |                  |
|                      | O continuation pages attached  |                  |

**B8** (Official Form 8) (12/08)

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# United States Bankruptcy Court District of Nevada

| IN RE:  |                              |  | Case No.   |
|---|------------------------------|--|--|
| MARTINEZ, JESUS & MARTINEZ, AMBER D   |                              |  | Chapter 7  |
|   | Debtor(s)                    |  |  |
|   |                              | OR'S STATEMENT O                             |  |
| <b>PART A</b> – Debts secured by property of estate. Attach additional pages if necess                              |                              | e fully completed for <b>EAC</b> I           | <b>H</b> debt which is secured by property of the                |
| Property No. 1  |                              | 7  |  |
| Creditor's Name:<br>Chase Manhattan Mortga  |                              | Describe Property Secondary MANUFACTURED HOM | uring Debt:<br>ME ON FEE SIMPLE LAND                             |
| Property will be (check one):  ✓ Surrendered ☐ Retained   |                              |  |  |
| If retaining the property, I intend to (characteristic)  Redeem the property Reaffirm the debt Other. Explain       | heck at least one):          | (for examp                                   | ole, avoid lien using 11 U.S.C. § 522(f)).                       |
| Property is (check one):  ☐ Claimed as exempt ✓ Not claim   | ned as exempt                |  |  |
| Property No. 2 (if necessary)   |                              |  |  |
| Creditor's Name:<br>Hyundai Motor Finance   |                              | Describe Property Sec<br>2009 Hyundai sonata | uring Debt:  |
| Property will be (check one):  ☐ Surrendered ✓ Retained   |                              | •  |  |
| If retaining the property, I intend to (characteristic)  ☐ Redeem the property ☐ Reaffirm the debt ☐ Other. Explain |                              | (for exam                                    | ole, avoid lien using 11 U.S.C. § 522(f)).                       |
| Property is (check one):  Claimed as exempt V Not claim   |                              | •  |  |
| PART B – Personal property subject to uadditional pages if necessary.)  | inexpired leases. (All three | columns of Part B must be c                  | completed for each unexpired lease. Attacl                       |
| Property No. 1  |                              |  |  |
| Lessor's Name:  | Describe Leased              | Property:                                    | Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):  Yes No |
| Property No. 2 (if necessary)   |                              |  |  |
| Lessor's Name:  | Describe Leased              | Property:                                    | Lease will be assumed pursuant to 11 U.S.C. § 365(p)(2):         |
| continuation sheets attached (if any  | ')                           |  |  |
| I declare under penalty of perjury the personal property subject to an unexp  | •                            | intention as to any propo                    | erty of my estate securing a debt and/or                         |
| Date: April 26, 2010  | /s/ JESUS MARTIN             | IEZ  |  |
|   | Signature of Debtor          |  |  |
|   | /s/ AMBER D MAR              | TINEZ  |  |

Signature of Joint Debtor

# 

# United States Bankruptcy Court District of Nevada

| IN RE:                              |   | Case No  |
|-------------------------------------|---|--|
| MARTINEZ, JESUS & MARTINEZ, AM      | BER D   | Chapter <b>7</b>                               |
|                                     | Debtor(s)   | -  |
|                                     | VERIFICATION OF CREDITOR MA                       | ΓRIX   |
| The above named debtor(s) hereby ve | erify(ies) that the attached matrix listing credi | tors is true to the best of my(our) knowledge. |
|                                     |   |  |
|                                     |   |  |
| Date: April 26, 2010                | Signature: /s/ JESUS MARTINEZ                     |  |
|                                     | JESUS MARTINEZ                                    | Debtor   |
|                                     |   |  |
| Date: April 26, 2010                | Signature: /s/ AMBER D MARTINEZ                   |  |
|                                     | AMBER D MARTINEZ                                  | Joint Debtor, if any                           |

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**MARTINEZ, JESUS** 5450 CALEB DR **FALLON, NV 89406** 

Beneficial/hfc Po Box 1547 Chesapeake, VA 23327

**PO BOX 3008** NEW ALBANY, OH 43054-3008

**DISCOVER FINANCIAL SERVICES** 

MARTINEZ, AMBER D 5450 CALEB DR **FALLON, NV 89406** 

Beneficial/hfc **HSBC RETAIL SERVICES ATTN:** 

**BANKRUPTCY** Po Box 15522

Wilmington, DE 19850

FIRSTSOURCE ADVANTAGE, LLC 205 BRYANT WOODS SOUTH

AMHERST, NY 14228

**SCOTT N TISEVICH** 241 RIDGE ST SUITE 300 **RENO, NV 89501** 

**CAC FINANCIAL CORP** 2601 NW EXPRESSWAY, SUITE 1000 EAST Po Box 981400 **OKLAHOMA CITY, OK 73112-7236** 

Gemb/lowes El Paso, TX 79998

Gemb/lowes

**Alltel Communications** 1 Allied Dr Bldg 5 Little Rock, AR 72202

Chase Po Box 15298 Wilmington, DE 19850

ATTENTION: BANKRUPTCY **DEPARTMENT** Po Box 103106 Roswell, GA 30076

**Alltel Communications** BANKRUPTCY GROUP 1 Allied Dr B5f03 Little Rock, AR 72202

**Chase Manhattan Mortga** 10790 Rancho Bernardo Rd San Diego, CA 92127

Hsbc/bsbuy Po Box 15519

Wilmington, DE 19850

Americredit 801 Cherry St 3900 Fort Worth, TX 76102 **Chase Manhattan Mortga** ATTENTION: RESEARCH DEPT. G7-PP

3415 Vision Drive Columbus, OH 43219 Hsbc/bsbuy

**ATTN: BANKRUPTCY** Po Box 6985

Bridge Water, NJ 08807

Americredit Po Box 183853 Arlington, TX 76096 CHURCHILL COMMUNITY HOSPITAL 801 E. WILLIAMS AVE **FALLON, NV 89406** 

**Hyundai Motor Finance** 10550 Talbert Ave Fountain Valley, CA 92708

Amex Po Box 297871 Fort Lauderdale, FL 33329 **Collection Service Bureau** 2901 N 78th Street Scottsdale, AZ 85251

**Kay Jewelers** 375 Ghent Rd Akron, OH 44333

**Amex** C/O BECKET AND LEE Po Box 3001 Malvern, PA 19355

**Direct TV** PO Box 78626 Phoenix, AZ 85062 **KAY JEWELERS PO BOX 3680 AKRON, OH 44309** 

BENEFICIAL PO BOX 3425 **BUFFALO, NY 14240-9733**  **Discover Fin Sycs Llc** Po Box 15316 Wilmington, DE 19850

Kohls/chase N56 W 17000 Ridgewood Dr Menomonee Falls, WI 53051 Kohls/chase ATTN: RECOVERY Po Box 3120 Milwaukee, WI 53201

NCB MANAGEMENT SERVICES INC PO BOX 1099 LANGHORNE, PA 19047

TRANSWORLD SYSTEMS, INC FORMERLY NCO FINANCIAL SYSTEMS, INC 507 PRUDENTIAL RD HORSHAM, PA 19044

United Collection Bureau, 5620 Southwick Blvd Ste 206 Toledo, OH 43614

US TRUSTEE 300 Booth Street, Room 2129 Reno, NV 89509

VERIZON WIRELESS PO BOX 7304 SAN FRANCISCO, CA 94120-7304

Worlds Foremost Bank N 4800 Nw 1st Street Lincoln, NE 68521

Worlds Foremost Bank N ATTN: COLLECTIONS Po Box 82608 Lincoln, NE 68501

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# United States Bankruptcy Court District of Nevada

| IN | N RE:   |   | Case No   |
|----|---|---|---|
| М  | ARTINEZ, JESUS & MARTINEZ, AMBER D  |   | Chapter 7   |
|    | Debtor  |   |   |
|    | DISCLOSURE OF   | COMPENSATION OF ATTORNEY  | FOR DEBTOR  |
| 1. |   | , or agreed to be paid to me, for services rendered or to   | amed debtor(s) and that compensation paid to me within<br>be rendered on behalf of the debtor(s) in contemplation |
|    | For legal services, I have agreed to accept   |   | \$800.00  |
|    | Prior to the filing of this statement I have received   |   | \$800.00  |
|    | Balance Due   |   | \$\$  |
| 2. | The source of the compensation paid to me was:  | Debtor Other (specify):   |   |
| 3. | The source of compensation to be paid to me is:   | Debtor Other (specify):   |   |
| 4. | I have not agreed to share the above-disclosed cor  | npensation with any other person unless they are memb   | ers and associates of my law firm.  |
|    | I have agreed to share the above-disclosed compe together with a list of the names of the people shared to the peo  |   | or associates of my law firm. A copy of the agreement,  |
| 5. | In return for the above-disclosed fee, I have agreed to r   | ender legal service for all aspects of the bankruptcy case  | e, including:   |
|    | b. Preparation and filing of any petition, schedules, s   | ndering advice to the debtor in determining whether to f<br>statement of affairs and plan which may be required;<br>ditors and confirmation hearing, and any adjourned hear<br>ings and other contested bankruptey matters; |   |
| 6. | By agreement with the debtor(s), the above disclosed for Filing fees in the amount of \$299.00 to the state of |   |   |
|    |   |   |   |
|    | I certify that the foregoing is a complete statement of any proceeding.   | CERTIFICATION agreement or arrangement for payment to me for repres   | sentation of the debtor(s) in this bankruptcy   |
|    | April 26, 2010  | /s/ Scott N. Tisevich, Esq.   |   |
| -  | Date  | Scott N. Tisevich, Esq. NV 5525<br>SCOTT N TISEVICH<br>241 RIDGE ST SUITE 300<br>RENO, NV 89501   |   |
| 1  |   | sntisevich@hotmail.com  |   |